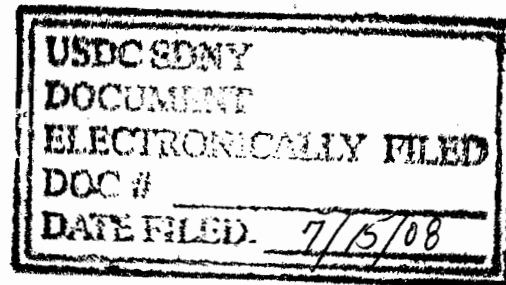


DUANE MORRIS LLP
744 Broad Street, Suite 1200
Newark, New Jersey 07102
(973) 424-2000
Attorneys for Plaintiff, Power Optech, LLC



UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

POWER OPTECH, LLC,

Plaintiff,

v.

ANDRON CONSTRUCTION CORP., et
al.,

Defendants.

Civil Action No. 07-cv-8117 (KNF)

STIPULATION OF DISMISSAL
WITH PREJUDICE

IT IS HEREBY STIPULATED that the above matter, having amicably been settled by and between Plaintiff, Power Optech, LLC and Defendant, Andron Construction, Inc., it is hereby agreed that the Plaintiff's Complaint shall be and hereby is dismissed with prejudice and without the award of costs or fees against any of the Parties.

Dated: May³⁰, 2008

Duane Morris, LLP
Attorneys for Plaintiff

By: William J. Votta

William J. Votta
744 Broad Street, Suite 1200
Newark, New Jersey 07102-3889
(973) 424-3000

Andron Construction Corp.
Defendant

By: Harold J. Gabriel

Title: General Counsel

SO ORDERED: 7/14/08

Kevin Nathaniel Fox

Hon. Kevin Nathaniel Fox
United States Magistrate Judge

DM31729622.1
DM31729717.1

21 Anderson Lane
Goldens Bridge, New York 10526
(914) 232-7531